

Version with markings to show changes made

1. (Amended) A server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities, said server comprising:

a processor;

a call related information/broadcast information stream relevant to a locality lookup table accessible by said processor and associating call related information entries with respective broadcast information streams relevant to a locality;

a plurality of stored broadcast information streams relevant to a locality;

wherein said processor is adapted to identify a specific one of said plurality of stored broadcast information streams relevant to a locality for downloading a real-time audible representation of said one of said plurality of stored broadcast information streams relevant to a locality to a caller based on call related information received with respect to an incoming call.

2. (Amended) The server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities according to claim 1, wherein:

said broadcast information relevant to a locality is weather forecast information.

3. (Amended) The server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities according to claim 1, further comprising:

a telephone line interface in communication with said processor.

4. (Amended) The server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities according to claim 1, further comprising:

a modem in communication with said processor.

5. (Amended) The server adapted to provide [highly localized] broadcast information to a plurality of localities according to claim 3, further comprising:

an audio player adapted to play said specific one of said plurality of stored broadcast information streams relevant to a locality through said telephone line interface.

6. (Amended) The server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities according to claim 1, wherein:

said call related information is at least a portion of a telephone number.

7. (Amended) The server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities according to claim 6, wherein:

said portion of said telephone number includes an area code.

8. (Amended) The server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities according to claim 6, wherein:

said portion of said telephone number includes an exchange number.

9. (Amended) The server adapted to provide [highly localized] broadcast information relevant to a locality to a plurality of localities according to claim 6, wherein:

said portion of said telephone number includes an area code and an exchange number.

19. (Amended) A method of selecting a [highly localized] broadcast information stream relevant to a locality, comprising:

receiving call related information relating to a calling party;

determining a desired one of a plurality of broadcast information streams relevant to a locality for downloading to said calling party based only on said call related information; and

downloading a real-time audible representation of said desired one of said plurality of broadcast information streams relevant to a locality to said calling party based on said call related information.

20. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein:

said steps of receiving, determining, and downloading are performed without intervention by a user.

21. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein:

said broadcast information stream relevant to a locality includes weather forecast information.

22. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein:

said call related information includes an area code.

23. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein:

said call related information includes an exchange number.

24. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein:

said call related information is Caller ID information.

25. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein:

said call related information includes an area code and an exchange number.

26. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein:

said step of determining is performed using a look up table.

27. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein said downloading comprises:

audibly playing said desired one of said plurality of broadcast information streams relevant to a locality.

28. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, wherein said downloading comprises:

digitally transmitting over a telephone line said desired one of said plurality of broadcast information streams relevant to a locality.

29. (Amended) The method of selecting a [highly localized] broadcast information stream relevant to a locality according to claim 19, further comprising:

storing said downloaded desired one of said plurality of broadcast information streams relevant to a locality in a voice messaging system associated with said calling party.

30. (Amended) Apparatus for selecting a [highly localized] broadcast information stream relevant to a locality, comprising:

means for receiving call related information relating to a calling party;

means for determining a desired one of a plurality of broadcast information streams relevant to a locality for downloading to said calling party based on said call related information; and

means for downloading a real-time audible representation of said desired one of said plurality of broadcast information streams relevant to a locality to said calling party based on said call related information.

31. (Amended) The apparatus for selecting a [highly localized] broadcast information stream relevant to a locality according to claim 30, wherein:

said broadcast information stream relevant to a locality includes weather forecast information.

REMARKS

Claims 10-18 are deleted herein. Claims 1-9 and 19-31 are amended herein. Claims 1-9 and 19-31 now remain pending in the application.

35 USC 112 Second Paragraph Rejection of Claims 1-31

The Office Action rejected claims 1-31 as allegedly being indefinite under 35 USC 112. In particular, the Office Action alleges the phrase “highly localized” is indefinite.

Claims 10-18 are canceled herein, making the rejection of claims 10-18 now moot.

Claims 1-9 and 19-31 have been reviewed and are amended where appropriate. It is respectfully submitted that the claims are now in full conformance with 35 USC 112. It is respectfully requested that the rejection be withdrawn.

Claims 10 and 15-17 over Ohuchi

In the Office Action, claims 10 and 15-17 were rejected under 35 U.S.C. §102(b) as allegedly being anticipated by Ohuchi et al. U.S. Patent No. 5,526,423 (“Ohuchi”).

Claims 10 and 15-17 are canceled herein, making the rejection of claims 10 and 15-17 now moot.

Claims 19, 20, 22-25, 27, 28 and 30 over Kamel

In the Office Action, claims 19, 20, 22-25, 27, 28 and 30 were rejected under 35 U.S.C. §102(e) as allegedly being anticipated by Kamel et al. U.S. Patent No. 5,037,037 (“Kamel”). The Applicant respectfully traverses the rejection.

Claims 19, 20, 22-25, 27, 28 and 30 recite, *inter alia*, downloading a real-time audible representation of a desired one of a plurality of broadcast information streams relevant to a locality to a calling party based on call related information.

Kamel appears to teach a telecommunications system for delivering promotional messages to subscribed calling parties (Abstract). An association processor compares preset targeting criteria of each promotional message with profile data of each of the promotional messages with at least one subscribed calling party (Kamel, Abstract). A call processor delivers to the calling party a promotional message (Kamel, Abstract). A subscriber can access the telecommunications system and enters a PIN (Kamel, col. 9, line 60 – col. 10, line 1). A valid PIN allows a subscriber to retrieve promotional messages designated for the subscriber (Kamel, col. 10, lines 6-9). Each customer is assigned and identified by a unique PIN (Kamel, col. 5, lines 40-43).

Kamel teaches a subscriber must enter a PIN to access information in the telecommunications system. A **PIN is assigned and used to identify each customer** for access to information relevant to a customer. A PIN is an arbitrary number and is un-related to any information associated with a call itself.

Kamel fails to disclose, teach or suggest downloading a real-time audible representation of a desired one of a plurality of broadcast information streams relevant to a locality to a calling party based on call related information, as suggested by claims 19, 20, 22-25, 27, 28 and 30.

Accordingly, for at least all the above reasons, claims 19, 20, 22-25, 27, 28 and 30 are patentable over the prior art of record. It is therefore respectfully requested that the rejection be withdrawn.

Claims 1-9 and 11-14 over Ohuchi in view of Demlow

In the Office Action, claims 1-9 and 11-14 were rejected under 35 U.S.C. §103(a) as allegedly being obvious over Ohuchi in view of Demlow et al. U.S. Patent No. 5,609,758 (“Demlow”). Claims 11-14 are canceled herein, making the rejection of claims 11-14 now moot. Otherwise, the Applicant respectfully traverses the rejection.

Claims 1-9 recite, *inter alia*, a processor that is adapted to identify a specific one of a plurality of stored broadcast information streams relevant to a locality for downloading a real-time **audible** representation of the one of a

plurality of stored broadcast information streams relevant to a locality to a caller based on call related information received with respect to an incoming call.

As discussed above, Ohuchi teaches selecting a broadcast information stream relevant to a locality from a local memory by a PIN entered by a user. Ohuchi fails to teach selecting a broadcast information stream relevant to a locality for downloading to a caller based only on call related information, much less teach downloading a real-time audible representation of one of a plurality of stored broadcast information streams relevant to a locality to a caller based on call related information received with respect to an incoming call, as claimed by claims 1-9.

The Office Action correctly acknowledged that Ohuchi fails to teach a broadcast information stream that will be selected based on call related information (Office Action, page 5). The Office Action relies on Demlow to allegedly make up for the deficiencies in Ohuchi to arrive at the claimed invention. The Applicant respectfully disagrees.

Demlow appears to teach a method of providing information to display at a calling party telecommunications station or at an idle station (Abstract). Two signaling arrangements are described, a D-channel of an ISDN channel, and an in-band frequency shift key signal (Demlow, Abstract). The information that is displayed is related to a called party, such as information identifying that party (Abstract). A data base control determines the appropriate information data message based on customer identification and delivers the message to a call control for display (Demlow, col. 4, line 65 – col. 5, lines 7). The information data message includes a local carrier or other logos or advertising and network status messages, such as congestion in a part of a network (Demlow, col. 5, lines 8-10).

Demlow teaches selecting an information data message based on customer identification. Demlow teaches providing information to display at a calling party telecommunications station.

Neither Ohuchi nor Demlow, either alone or in combination, disclose, teach or suggest a processor that is adapted to identify a specific one of a plurality of stored broadcast information streams relevant to a locality for

downloading a real-time **audible** representation of the one of a plurality of stored broadcast information streams relevant to a locality to a caller based on call related information received with respect to an incoming call, as claimed by claims 1-9.

Accordingly, for at least all the above reasons, claims 1-9 are patentable over the prior art of record. It is therefore respectfully requested that the rejection be withdrawn.

Claim 18 over Ohuchi in view of Mitchell

In the Office Action, claim 18 was rejected under 35 U.S.C. §103(a) as allegedly being obvious over Ohuchi in view of Mitchell et al. U.S. Patent No. 6,108,406 ("Mitchell").

Claim 18 is canceled herein, making the rejection of claim 18 now moot.

Claims 21, 26, 29 and 31 over Kamel, Ohuchi, Demlow and Mitchell

In the Office Action, claims 21, 29 and 31 were rejected under 35 U.S.C. §103(a) as allegedly being obvious over Kamel in view of Ohuchi. Claim 26 was rejected under 35 U.S.C. §103(a) as allegedly being obvious over Kamel in view of Demlow. The Applicant respectfully traverses the rejection.

Claims 21, 26, 29 and 31 are dependent on claims 19 and 30 respectively, and are allowable for at least the same reasons as claims 19 and 30.

Claims 21, 26, 29 and 31 recite, *inter alia*, downloading a real-time audible representation of a desired one of a plurality of broadcast information streams relevant to a locality to a calling party based on call related information.


As discussed above, neither Kamel, Ohuchi nor Demlow disclose, teach or suggest, downloading a real-time audible representation of a desired one of a plurality of broadcast information streams relevant to a locality to a calling party based on call related information, as claimed by claims 21, 26, 29 and 31.

Accordingly, for at least all the above reasons, claims 21, 26, 29 and 31 are patentable over the prior art of record. It is therefore respectfully requested that the rejection be withdrawn.

Conclusion

All objections and rejections having been addressed, it is respectfully submitted that the subject application is in condition for allowance and a Notice to that effect is earnestly solicited.

Respectfully submitted,



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